

SUMMARY OF INTERVIEW

Attendees, Date and Type of Interview

The interview was conducted on July 22, 2009 and attended by Examiners Khatol Shahnan Shah and Robert Mondesi, inventor Allan Mishra (telephonic), and Applicant's representatives, Bill Bunker (in person) and Che Chereskin (telephonic).

Exhibits and/or Demonstrations

Dr. Mishra presented data showing treatment of cancer cells with platelet-rich plasma.

Identification of Claims Discussed

All claims, especially claim 11

Identification of Prior Art Discussed

Gordinier (US Patent No. 5,599,558)

Ozek, et al. (Journal of Burn Care and Rehabilitation vol. 22 (1): 65-69, Jan/Feb 2001)

Proposed Amendments

Various amendments were discussed including incorporation of dependent claims and language to specify cancer.

Principal Arguments and Other Matters

A Power Point presentation was given by Dr. Mishra showing effectiveness of the treatment. The data will be the basis of a Declaration.

Platelet-rich plasma (PRP) contains growth factors such as vascular endothelial growth factor (VEGF). Current cancer therapies are directed to inhibition of VEGF to treat cancer. References were discussed which teach away from the claimed invention in which PRP (containing growth factors) is used to treat cancer.

Applicant's representatives argued one skilled in the art would not interpret the teaching of Gordinier to relate to a cancer treatment based on literature and definitions of chronic wound and Marjolin's cancer.

Application No.: 10/581,577
Filing Date: June 2, 2006

Results of Interview

The Office suggested submission of a Declaration to refute the Office's claim that chronic wounds lead to cancer.

Applicant will consider claim amendments and submission of Declarations to a) submit results as discussed during interview, and b) to address the Office's assertion that chronic wounds lead to cancer.